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PTO/SB/84 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

AT 2036.00

First named inventor: Thomas A. Silvestrini

Application No.: 08/993,946

Art Unit: 3738

Filed: December 18, 1997

Examiner: D. Willse

Title: Corneal Implant Method and Pliable Implant Therefor

FAX RECEIVED

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, DC 20231

MAR 07 2003

PETITIONS OFFICE

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☒ Small entity – fee \$650.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
☐ Other than small entity – fee \$* (37 CFR 1.17(m)).

2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in the form of Amendment and Response to Office
Action (identify type of reply):**

- ☒ has been filed previously on January 17, 2003.
☐ is enclosed herewith.

B. The issue fee of \$*.

- ☐ has been paid previously on *.
☐ is enclosed herewith.

Page 1 of 2

Burden Hours Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you
are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED
FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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650.00 CH
375.00 CH01 FC:2453
02 FC:2801

PTO/SB/84 (10-01)

Approved for use through 10/31/2002. OMB 0851-0031

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$* for a small entity or \$* for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

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March 7, 2003
Date

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- Enclosures: ☒ Fee Payment
- ☐ Reply
- ☐ Terminal Disclaimer Form
- ☒ Additional sheets containing statements establishing unintentional delay
- ☐ Other: Return Postcard

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.10(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below as first class mail in an envelope addressed to: Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

March 7, 2003
Date

Peggy Nichols
Peggy Nichols